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IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.7101 of 2006

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1. Smt.Shahani Khatoon , widow of late S.M. Abdus Samad
2. Abdul Qadir son of late S.M. Abdus Samad,
3. Shaheen Parween
4. Shama Parween
5. Sahista Naaz
6. Shagufta Naaz
7. Shana Samreen

Petitioners No. 3 to 7 all Minor Daughters of Late S.M. Abdus Samad, under guardianship of their brother Abdul Qadir, Petitioner No. 2,
All residents of village - Jethuli, P.S. – Fatuwa, District -Patna, at present Mohalla - Lalbagh, P.S. Peerbahore, Town & District - Patna.

.... Petitioner/s

Versus

1. The State Of Bihar
2. The Collector of the District Patna
3. The D.C.L.R. Patna City, Patna.
4. The Anchal Adhikari, Fatuha, P.S. – Fatuha, District - Patna

……. Respondent Ist Party

5. Smt. Rajmatia Devi widow of late Sitab Rai
6. Umesh Rai
7. Parmesh Rai
8. Ramesh Rai
9. Bachu Rai
10. Manish Rai
11. Satish Rai

All sons of Late Sitab Rai

12. Renu Devi
13. Minu Devi

Both daughters of Late Sitab Rai
All petitioners no. 6 to 11 sons and 12 and 13 are daughters of late Sitab Rai, resident of village Jethuli, P.S. – Fatuwa, District – Patna

……. Respondents 2nd party

14. Md. Ataur Rahman @ Jhappso S/o Late Abdus Samad, residing at present Mohalla - Lodikatra, Patna City, P.S. – Khajan Kalan, District – Patna.

…….. Respondent 3rd party

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Appearance :
For the Petitioner/s : Mr. Md.Rashid Alam
Mr. Md.Anisur Akhtar
For the Respondent/s : Mr. (Aag3)

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CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

5 13-02-2013 Heard learned counsel for the petitioners and learned A.C. to Additional Advocate General No. 1.

The present writ petition has been filed for quashing of an order dated 18/3/2005 passed in B.T. Appeal No. 01 of 1997-98 by the Collector, Patna.

Though the writ petition was filed in the year 2006, till date, notice has not been directed to be issued to private respondents and during the pendency of the present writ petition Land Tribunal has been constituted under the Bihar Land Tribunal Act, 2009, for adjudicating such disputes. Accordingly, in view of Section 15 of the Act, Registry is directed to transmit the record to the Land Tribunal.

(Rakesh Kumar, J)

Praful/-